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Mt. Carmel, Utah.
May 18, 1934.

Mr. T. H. Humpherys, State Engineer,
Salt Lake City, Utah.

Dear Sir:

I am returning herewith the assessment list you sent to Mr. W. S. Carpenter a few days ago. He called the adjudication committee together and we went over the list. There are a few corrections we would like to have made before the list is sent out.

The first pertains to the basis of assessment. The \$5.00 rate should include the prioritys from 1865 to and INCLUDING 1890 because most of our water rights were established by a Court Decree given by Judge W.M. McCarty on April 16, 1900 which divides the waters of the Rio Virgin according to the rights established by or before 1890.

This would increase the rates for Fred Carroll, Ellen Chamberlain, Edward Carroll, Annie McDonald, R. F. Major, Whitney McDonald, Howard B. Spencer. The other assessments seem to be OK except that the committee feels that David L. Foote should have a higher rate for the water he gets on his third class right and the amount of service he usually requires from the Commissioner. But to raise the other third class rates would work some injustice.

We noted also that the assessments of Lester Blackburn had been crossed with the Glendale Irrigation Co. We have added the name of Irene Carpenter that was omitted. There is some water taken out of Clear Creek below the ranch of Charles C. Anderson by John Winders which I think has now been taken over by the State Land Board that has never been on the assessment list nor the water decree either so far as I know, but I don't know why.

The statement of delinquent assessments seems to be OK as far back as they go.

Mr. Carpenter said Whitney McDonald had given him \$8.30 the other day. I suppose he has reported it to you so Mr. McDonald can get his receipt and his credit on your records.

I don't know of anything else that needs changing just now. We just had a brisk shower here today. It is the first drouth relief we have had for three or four months. I hope we will get some more before it quits.

Yours very truly,

Bert Gardner

